



Atty. Dkt. No. 036481-0140

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Joel R. HAYNES et al.
Title: NUCLEIC ACID ADJUVANTS
Appl. No.: 09/993,307
Filing Date: 11/26/2001
Examiner: Richard A. Schnizer
Art Unit: 1635

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

In response to the restriction requirement set forth in the Office Action mailed October 3, 2003, Applicants hereby provisionally elect Group 1, claims 1-62 for examination. This paper is filed with a three-month extension of time, making this reply timely as of February 3, 2004. Nevertheless, the Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741. If any extensions of time are needed for timely acceptance of papers submitted herewith, Applicants hereby petition for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 19-0741.

The Examiner has required restriction between claims 1-62 (Group 1), drawn to compositions comprising first and second nucleic acid sequences for bacterial ADP-ribosylating exotoxin, and claims 63-80 (Group 2), drawn to methods of enhancing an immune response.

Respectfully submitted,

Date 2. February 2004

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